

KATK010030012026



**IN THE COURT OF II ADDITIONAL DISTRICT AND SESSIONS
JUDGE, TUMAKURU**

Dated this the 6th day of June 2026

PRESENT: Smt.N. Narasamma., B.A.L., LL.B.,
II Addl. District & Sessions Judge,
Tumakuru.

Crl. Mis.No.819/2026

Petitioner: Saikumar @ Suresh
@ Kallupalya Suri
S/o Nagalingaiah,
A/a 36 years,
R/at Kallupalya village,
Kasaba Hobli,
Kunigal Taluk,
Tumakur Dist.

(By Sri RVD., Advocate).

- versus -

Respondent: State by Kunigal Police Station.

(By learned Public Prosecutor).

ORDER ON BAIL PETITION U/S 483 OF BNSS ACT 2023

The petitioner has presented this petition U/s 483 of BNSS 2023 for grant of regular bail in Crime No.179/2026 for the offences punishable under Sections 109, 115(2), 353, 351(2) R/w Sec 3(5) of BNS 2023.

2. In the bail petition, the petitioner has contended that, he has not committed any offences as alleged by the complainant police and he has been falsely included in the crime. The Complainant has lodged a false complaint against the petitioner, there is no truth in the complaint and complaint averments are all false and baseless. Till today petitioner is in J.C. He states that he is innocent and hails from respectable family and having deep root in the society and he is law abiding citizen and he undertake to furnish surety to the satisfaction of this court and he will abide by any conditions imposed by the court. On all the above said grounds, prayed for allowing the petition U/Sec.483 of B.N.S.S. 2023.

3. On the other hand, the learned Public Prosecutor has filed objections to the bail petition along with the report. In the objection has stated gist of the complaint and further contended that, I.O. took up the investigation recorded the statement of eye-witnesses, arrested the accused/petitioner and recorded his voluntary statement, drawn spot mahazar, recorded the statements and collected the material against the petitioner and the charge-sheet has been filed. If the petitioner is released on bail, there are chances of petitioner flee from justice and not co-operating with the investigation agency, there are chances of petitioner hampering and tampering the prosecution witnesses and cause hindrance in the investigation of the case. There are also chances of committing similar type of offences. Hence, prays for dismissal of the bail petition filed by the petitioner.

4. This court has heard arguments on both sides and perused records carefully.

5. The points that arise for my consideration for the decision of this petition are as under:

1. Whether the accused/petitioner has made out valid grounds for grant of bail in u/s 483 of BNS-2023 ?
2. What order?
6. My answer to above points is as under:

Point No.1: In the **Negative**;

Point No.2: As per the final order for the following:

REASONS

7. **POINT No.1:-** I have carefully gone through contents of bail petition, objections, complaint allegations, records and other report.

8. The case of the prosecution is that the complaint came to the police station on 14.05.2026 at 12.10 p.m. and gave the written complaint stating that, previously the petitioner is one of the friend of the complainant and always both of them use to be very cordial but subsequently the complainant became separated and stayed in his village

by doing his work and the petitioner use to call him to join with him. On 13.05.2026 after the work at 5.00 p.m. to have tea, the complainant reached the tea shop of Shivaraj of Venkategowdanapalya, that time while complainant was having tea, the petitioner and accused No.2 came in a car, and with an intention to take away the life of complainant, the accused No.2 hold the complainant and the petitioner assaulted with cricket bat on the head of the complainant and caused bleeding injuries. By that time, one Girisha and C.S.Girigowda have pacified the quarrel. The petitioner and accused No.2 took the mobiles belongs to the complainant, again when the complainant reached near his house in his two wheeler, at that time the petitioner and accused No.2 followed him in a car and trying to take away his life. By that time, the complainant ran away from the spot and his brother Devaraju and Mahesh came and rescued the complainant.

9. So on perusal of objection statement and the report submitted by the investigating officer it clearly establishes that the petitioner is involved in many criminal cases , it shows that the petitioner is habitual offender and

if the petitioner is granted bail, at this stage, then there are chances of petitioner committing similar offences and absconding from the case and threaten the prosecution witnesses .

10. The counsel for petitioner submitted that the petitioner not a habitual offender but, to support that there are no documents available before the court. At this stage the police records clearly shows that the petitioner has committed heinous offence against the complainant. The investigating officer has just started the investigation so, at this stage, accused cannot be granted bail, even though he is in custody since from the date of his arrest. Hence the petitioner has not made out any grounds to grant bail. Accordingly, I answer the point No.1 in the **Negative**.

11. **Point No.2:** In view of my findings on point No.1, I proceed to pass the following:

ORDER

Criminal Misc. petition filed by the
petitioner/accused under Section 483 of BNSS -
2023 is hereby rejected.

(Dictated to the Stenographer directly on the computer,
typed copy corrected and then pronounced by me in the
open court on this the 6th day of June 2026).

(N. NARASAMMA)

II Addl. District & Sessions
Judge, Tumakuru.